IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1964 of 2008
PATIRAM YADAV & ANR
Versus
THE STATE OF BIHAR

2/ 1/5/2008. Heard learned counsel for the petitioners and learned counsel for the State.

The petitioners are the father-in-law and mother-in-law apprehending arrest in a police case under Sections- 498A of I.P.C. and ¾ of D.P.Act.

The submission is that the husband of the informant has filed a matrimonial case for restitution of conjugal rights on 22.5.2007 registered as M.M.Case No.33/07 before the Family Court at Madhubani. Paragraph-6 of the same reflects differences between the husband and wife when a child has been born from the marriage also. The present allegations have been made nearly 6 to 7 months later, but are completely silent about the suit for restitution of conjugal rights filed by the husband earlier in time.

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Having considered the facts and circumstances of the case let the petitioners Jamuna Nand Jha and Smt. Alka Jha surrender before the court below within four weeks when they shall be enlarged on anticipatory bail upon furnishing the bail-bonds of Rs.10,000/- (ten thousand) each along with two sureties of the like amount each to the satisfaction of C.J.M., Madhubani in Rajnagar

P.S.Case No.277/07, G.R.No.2619/07, subject to the conditions laid down under Section- 438(2) of Cr.P.C.

KC **(Navin Sinha,J)**

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